

U.S. CONSUMER PRODUCT SAFETY COMMISSION

2002 FAIR ACT INVENTORY REPORT

For its 2002 FAIR Act Inventory, CPSC is listing 17 employees in different parts of the agency that are performing commercial activities under the definitions in the FAIR Act and OMB Circular A-76 (Revised). This represents 4% of the agency's total 480 FTEs.

The majority of CPSC employees are engaged in the inherently governmental public safety function of investigating product hazards and developing hazard reduction solutions. An inventory of inherently governmental positions is available on the CPSC website.

In the course of our work, we contract out for many commercial services, such as certain product testing and evaluations. In addition, over the last several years, CPSC has contracted out staff positions that performed mail and driver services, laborer services, reproduction and library services, and certain data analysis and collection functions. We have also converted our consumer Hotline operation and much of our computer programming operation to a contract basis. At least 33 FTEs are represented by these existing and on-going contractual services. This represents an additional 7% of the agency's total 480 FTEs if agency staff instead of contractors performed these functions.

We have established an inventory challenge process based on the FAIR Act and OMB guidance in our draft CPSC Directive 1500.1, Performance of Commercial Activities.

a. Challenge to Inventory.

- (1) An interested party may challenge an inventory of commercial activities for either omission or inclusion of an activity. A party must file a challenge with the Director, Office of the Budget (EXOB), U.S. Consumer Product Safety Commission, room 703, Washington, DC 20207 within 30 working days after the notice of inventory availability is published by OMB. The Director, EXOB, must decide the challenge in writing, including the rationale and appeal rights, within 28 working days of receipt. As part of the review, the General Counsel will decide if the appeal is eligible under The FAIR Act.
- (2) A party may appeal the initial challenge decision to the Executive Director within 10 working days after receipt of the decision. The Executive Director must decide the appeal of the initial decision in writing, including the rationale, to the challenging party within 10 working days after the receipt of the appeal. CPSC will promptly transmit changes to the inventory as a result of the challenge to OMB and Congress, then make them available to the public, and publish a notice of change in the Federal Register CPSC.

There were no challenges to the any annual inventory since the inception of the inventory in 1999.

2001 Activities: Staff reviewed the existing inventory and agency work for the 2001 inventory and no changes were made. After review by OMB, the 2001 inventory was posted on the agency's website; there were no challenges to the 2001 inventory. We began collecting cost data and developing statements of work to assess if it should proceed with competitions. It is noted, however,

that the agency began several activities in 2001 that necessarily deferred such work. This included a major reorganization of our information technology (IT) function to meet evolving IT needs, such as an expanded security function. In addition, we are replacing our accounting system, a major undertaking taxing our finance staff. We also undertook substantial agency-wide recruiting and telecommuting initiatives requiring the full support of our human resources staff.

2002 Activities: Staff reviewed the 2001 FAIR Act inventory. As a result of work in 2001 and 2002, some activities and positions were eliminated from the inventory. The reorganization and changing workload of our IT function caused us to reduce the inventory. For example, we removed the programming function because contract programmers now do much of the work and our remaining staff programmers are considered inherently governmental because they serve as contract officers and as agency experts on our hazard databases. The IT communications function was abolished and the IT network support function reduced. In addition, after some study, we reduced the number of FTEs shown for our Clearinghouse and FOIA functions to reflect continuing management functions. Finally, we reduced the number of Human Resource staff on the inventory because we are implementing a new personnel/payroll system in 2002 and 2003 and this will likely cause a reorganization of that function. The agency will continue to develop statements of work in order to assess competing selected positions.

Should you have any questions, our point of contact is Mr. Edward E. Quist, Director, Office of the Budget. His phone number is 301 504-0029 x2240. His e-mail address is equist@cpsc.gov.

2002 U.S. CONSUMER PRODUCT SAFETY COMMISSION FAIR ACT REPORT - COMMERCIAL ACTIVITIES

Seq No.	<u>Org Unit</u>		<u>Location</u>			<u>Status</u>				<u>Additional Information</u>	
	Agy	Bur Abbreviation	State	City	Country	Total FTEs	Activity Fct Code *	Status**	Reason***	First Year On Inventory	Year of MEO Review
1	343-00	EXADFS	MD	BETHESDA	US	2	C700	C	B	1999	2002
2	343-00	EXRM	MD	BETHESDA	US	2	B700	C	B	1999	2002
3	343-00	EPIC	MD	BETHESDA	US	5	Y810	C	B	1999	2002
4	343-00	OSFOIA	MD	BETHESDA	US	5	Y810	C	B	1999	2002
5	343-00	ISIS	MD	BETHESDA	US	3	W310	C	B	1999	2002

Point of Contact: Mr. Edward E. Quist, Director, Office of the Budget; telephone 301-504-0029; email equist@cpsc.gov

* Function codes are defined by OMB at <http://www.whitehouse.gov/omb/procurement/functioncodes.pdf>

** Commercial activity.

*** Activity performed is subject to the cost comparison and direct conversion requirements of OMB Circular A-76.

**2002 U.S. CONSUMER PRODUCT SAFETY COMMISSION FAIR ACT REPORT - INHERENTLY GOVERNMENTAL
ACTIVITIES**

Seq No.	<u>Org Unit</u>		<u>Location</u>			<u>Status</u>	
	Agy	Bur Abbreviation	State	City	Country	Total FTEs	Activity Fct Code *
1	343-00	COMM	MD	BETHESDA	US	10	D100
2	343-00	COMM	MD	BETHESDA	US	3	D000
3	343-00	EE0	MD	BETHESDA	US	2	B501
4	343-00	OCR	MD	BETHESDA	US	2	Y610
5	343-00	OGC	MD	BETHESDA	US	12	Y401
6	343-00	OGC	MD	BETHESDA	US	2	Y000
7	343-00	OIG	MD	BETHESDA	US	3	I100
8	343-00	OS	MD	BETHESDA	US	9	Y810
9	343-00	EX	MD	BETHESDA	US	3	D100
10	343-00	EX	MD	BETHESDA	US	1	D000
11	343-00	EXOB	MD	BETHESDA	US	4	Y510
12	343-00	EXPE	MD	BETHESDA	US	5	T821
13	343-00	EXPE	MD	BETHESDA	US	1	T000
14	343-00	EXRM	MD	BETHESDA	US	4	B700
15	343-00	EXRM	MD	BETHESDA	US	3	B701
16	343-00	EXIS	MD	BETHESDA	US	7	W100
17	343-00	EXIS	MD	BETHESDA	US	1	W210
18	343-00	EXIS	MD	BETHESDA	US	1	W410
19	343-00	EXIS	MD	BETHESDA	US	1	W220
20	343-00	EXIS	MD	BETHESDA	US	9	W310
21	343-00	EXIS	MD	BETHESDA	US	1	W000
22	343-00	EXAD	MD	BETHESDA	US	1	S100
23	343-00	EXAD	MD	BETHESDA	US	1	S000
24	343-00	EXADAS	MD	BETHESDA	US	1	S100
25	343-00	EXADAS	MD	BETHESDA	US	2	S540
26	343-00	EXADAS	MD	BETHESDA	US	1	S742
27	343-00	EXADAS	MD	BETHESDA	US	1	S200
28	343-00	EXADAS	MD	BETHESDA	US	2	S999
29	343-00	EXADAS	MD	BETHESDA	US	1	S000

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30	343-00		EXADFS	MD	BETHESDA	US	2	C403
31	343-00		EXADFS	MD	BETHESDA	US	1	C316
32	343-00		EXADFS	MD	BETHESDA	US	6	C307
33	343-00		EXADPS	MD	BETHESDA	US	1	F310
34	343-00		EXADPS	MD	BETHESDA	US	7	F200
35	343-00		EXPA	MD	BETHESDA	US	3	Y501
36	343-00		EXPA	MD	BETHESDA	US	7	Y515
37	343-00		EXPA	MD	BETHESDA	US	2	Y000
38	343-00		EXHR	MD	BETHESDA	US	4	D100
39	343-00		EXHR	MD	BETHESDA	US	2	D000
40	343-00		EXHR-EC	MD	BETHESDA	US	9	D101
41	343-00		EXHR-EC	MD	BETHESDA	US	1	D000
42	343-00		EXHR-EP	MD	BETHESDA	US	27	D100
43	343-00		EXHR-EP	MD	BETHESDA	US	15	D101
44	343-00		EXHR-EP	MD	BETHESDA	US	3	D000
45	343-00		EXHR-EPIC	MD	BETHESDA	US	2	Y810
46	343-00		EXHR-ES	MD	BETHESDA	US	41	D100
47	343-00		EXHR-ES	MD	BETHESDA	US	1	D000
48	343-00		EXHR-HS	MD	BETHESDA	US	17	D100
49	343-00		EXHR-HS	MD	BETHESDA	US	1	D000
50	343-00		EXHR-LS	MD	GAITHERSBURG	US	34	R600
51	343-00		EXHR-LS	MD	GAITHERSBURG	US	3	R000
52	343-00		EXC	MD	BETHESDA	US	26	I999
53	343-00		EXC	MD	BETHESDA	US	5	I000
54	343-00		EXC	MD	BETHESDA	US	14	Y401
55	343-00		EXFO	MD	BETHESDA	US	4	I999
56	343-00		EXFO	MD	BETHESDA	US	2	Y100
57	343-00		EXFO-ER	NY	NEW YORK CITY	US	15	I999
58	343-00		EXFO-ER	NY	NEW YORK CITY	US	3	I000
59	343-00		EXFO-ER	NY	NEW YORK CITY	US	1	Y515
60	343-00		EXFO-ER	GA	ATLANTA	US	6	I999
61	343-00		EXFO-ER	GA	ATLANTA	US	1	Y515
62	343-00		EXFO-ER	MD	BALTIMORE	US	1	I999
63	343-00		EXFO-ER	MA	BOSTON	US	4	I999
64	343-00		EXFO-ER	MA	BOSTON	US	1	Y515

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65	343-00		EXFO-ER	NY	BUFFALO	US	2	1999
66	343-00		EXFO-ER	SC	CHARLESTON	US	1	1999
67	343-00		EXFO-ER	NC	CHARLOTTE	US	2	1999
68	343-00		EXFO-ER	DC	WASHINGTON	US	2	1999
69	343-00		EXFO-ER	FL	FORT LAUDERDALE	US	2	1999
70	343-00		EXFO-ER	CT	HARTFORD	US	1	1999
71	343-00		EXFO-ER	TN	KNOXVILLE	US	1	1999
72	343-00		EXFO-ER	FL	MIAMI	US	1	1999
73	343-00		EXFO-ER	FL	ORLANDO	US	1	1999
74	343-00		EXFO-ER	PA	PHILADELPHIA	US	4	1999
75	343-00		EXFO-ER	PA	PHILADELPHIA	US	1	Y515
76	343-00		EXFO-ER	PA	PITTSBURG	US	2	1999
77	343-00		EXFO-ER	VA	RICHMOND	US	1	1999
78	343-00		EXFO-ER	NJ	TRENTON	US	1	1999
79	343-00		EXFO-CR	IL	CHICAGO	US	9	1999
80	343-00		EXFO-CR	IL	CHICAGO	US	3	1000
81	343-00		EXFO-CR	IL	CHICAGO	US	1	Y515
82	343-00		EXFO-CR	TX	AUSTIN	US	1	1999
83	343-00		EXFO-CR	OH	CINCINNATI	US	2	1999
84	343-00		EXFO-CR	OH	CLEVELAND	US	1	1999
85	343-00		EXFO-CR	OH	CLEVELAND	US	1	Y515
86	343-00		EXFO-CR	OH	COLUMBUS	US	1	1999
87	343-00		EXFO-CR	TX	DALLAS	US	4	1999
88	343-00		EXFO-CR	TX	DALLAS	US	1	Y515
89	343-00		EXFO-CR	MI	DETROIT	US	3	1999
90	343-00		EXFO-CR	TX	HOUSTON	US	1	1999
91	343-00		EXFO-CR	ID	INDIANAPOLIS	US	3	1999
92	343-00		EXFO-CR	MO	KANSAS CITY	US	2	1999
93	343-00		EXFO-CR	KY	LOUISVILLE	US	1	1999
94	343-00		EXFO-CR	AK	LITTLE ROCK	US	1	1999
95	343-00		EXFO-CR	WI	MILWAUKEE	US	6	1999
96	343-00		EXFO-CR	LA	NEW ORLEANS	US	2	1999
97	343-00		EXFO-CR	OK	OKLAHOMA CITY	US	1	1999
98	343-00		EXFO-CR	MO	ST LOUIS	US	1	1999
99	343-00		EXFO-CR	MN	TWIN CITIES	US	1	1999

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100	343-00	EXFO-WR	CA	SAN FRANCISCO	US	12	I999
101	343-00	EXFO-WR	CA	SAN FRANCISCO	US	1	I000
102	343-00	EXFO-WR	CA	SAN FRANCISCO	US	1	Y515
103	343-00	EXFO-WR	NM	ALBUQUERQUE	US	1	I999
104	343-00	EXFO-WR	CO	DENVER	US	2	I999
105	343-00	EXFO-WR	HI	HONOLULU	US	1	I999
106	343-00	EXFO-WR	CA	LOS ANGELES	US	5	I999
107	343-00	EXFO-WR	CA	LOS ANGELES	US	1	Y515
108	343-00	EXFO-WR	OR	PORTLAND	US	1	I999
109	343-00	EXFO-WR	AZ	PHOENIX	US	1	I999
110	343-00	EXFO-WR	UT	SALT LAKE CITY	US	1	I999
111	343-00	EXFO-WR	CA	SAN DIEGO	US	1	I999
112	343-00	EXFO-WR	WA	SEATTLE	US	1	I999

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